In the High Court for the States of Punjab and Haryana, at Chandigarh.

RSA No. 120 of 2007 (O&M)
Decided on January 19,2007.

Gurdeep Singh ---- Appellant

vs.

Smt.Sudarshna ---- Respondent.

Present: Mr. P.S.Jammu, Advocate, for the appellant.

Pritam Pal,J: (Oral)

C.M.Nos.396-C and 397-C of 2007

C.M.No.396-C of 2007

Heard. Delay of 311 days in filing this appeal is condoned for the reasons mentioned therein. C.M. is disposed of.

C.MNo. 397-C of 2007

For the reasons mentioned in the application, appellant is allowed to make good the deficiency in the Court fee. C.M.is disposed of.

R.S.A.No. 120 of 2007

This Regular Second Appeal by plaintiff/appellant is directed against judgments and decrees dated November 01,2003 passed by Civil Judge (Senior Division) and December 08,2005,passed by Addl. District Judge, Sirsa, respectively,whereby suit for permanent injunction filed by the plaintiff,was dismissed and ,thereafter, appeal filed also met with the same fate.

Both the Courts below have given concurrent findings that the plaintiff/appellant had concealed the fact regarding his ejectment from the suit land vide order dated February 17,1982,passed by Assistant Collector Ist Grade, Ellenabad. Since, the plaintiff/appellant has already been ejected from the suit land by a competent authority, therefore,

his suit for permanent injunction, was not maintainable. Moreover, learned counsel for the appellant/plaintiff also could not make out any substantial question of law, to be decided in this appeal.

January 19,2007 (Pritam Pal)
RR Judge